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PTO/SB/30 (10/01)

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provided for continued examination of a utility or plant application
Filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

| | |
|-------------------------------|--------------------|
| <i>#21</i> | <i>W. L. Lauer</i> |
| <i>3/28/03</i> | |
| <i>Application Number</i> | 09/116,124 |
| <i>Filing Date</i> | July 15, 1998 |
| <i>First Named Inventor</i> | Yasutomo Nishina |
| <i>Group Art Unit</i> | 2611 |
| <i>Examiner Name</i> | Hai V. Tran |
| <i>Attorney Docket Number</i> | 450100-4521 |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under CFR 1.114.

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on February 5, 2003
(Any unentered amendment(s) referred to above will be entered)
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on
 - iii. Other
- b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Other

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 CFR 1.103© for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(l) required)
- b. Other

3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. The Director is hereby authorized to charge any additional fees, or credit any overpayments, to **Deposit Account No. 50-0320**.
 - i. RCE fee required under 37 CFR 1.17(e)
 - ii. Petition for 2-month extension of time fee (37 CFR 1.136 and 1.17)
 - iii. Other
- b. Checks in the amount of **\$750.00 and \$410.00** are enclosed for the following: RCE Fee & Petition for Extension of Time.
- c. Payment by credit card (Form PTO-2038 enclosed)

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Technology Center 2600

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|---|-----------------------------------|----------------|
| Name (Print/Type) | William S. Frommer | Registration No. (Attorney/Agent) | 25,506 |
| Signature | <i>William S. Frommer / by Bruno Babb (Reg. No. 38,580)</i> | Date | March 24, 2003 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

| | | | |
|-------------------|--------------------------|------|----------------|
| Name (Print/Type) | <i>Charles T. Nelson</i> | Date | March 24, 2003 |
| Signature | <i>Charles T. Nelson</i> | Date | March 24, 2003 |

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